

David Larkin
10 Cessna Dr.
Washingtonville, NY 10992

Town of New Windsor
Mark Edsall, P.E., P.P.
555 Union Ave.
New Windsor, NY 12553

Subject: Proposed subdivision off Piper Dr. file#8916

Dear Mr. Edsall

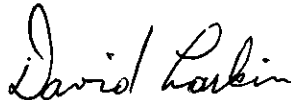
7/16/07

This letter is in reply your letter dated 6/28/07. As per your request, I have provided a certified copy of the deed and Schedule 'A' for lot 33.8 reflecting the restrictive covenant prohibiting access to Piper Dr. The fact that this precludes access disqualifies it from the private road lot count. A copy of Town Code Article XIV A. (4) is enclosed for reference and "shall be subject to enforcement by the Town of New Windsor and other parties in interest".

The deed for lot 33.42 reflects the specific right "to any streets and roads abutting the above described premises...". While not specifically stating either Cessna or Piper Drive(s), the fact is, both are the abutting roads. Please find a copy of this deed enclosed. If necessary, a certified copy can be provided.

As specific deeded rights clearly pre-exist for lot 33.42 and the fact that lot 33.8 cannot be factored in the private road lot count, I ask for a Planning Board Review for this proposed subdivision.

Sincerely,



David Larkin